

Applicant: Robert E. Fischell

Attorneys Docket No: A4-03

For: METHOD FOR DECREASING MORTALITY OF HEMODIALYSIS PATIENTS

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY
STATUS (37 CFR 1.9 (f) AND 1.27 (b) - INDEPENDENT INVENTOR(S))**

As the below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.9 (c) for purposes of paying reduced fees under section 41 (a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the invention described in the specification filed herewith entitled: "METHOD FOR DECREASING MORTALITY OF HEMODIALYSIS PATIENTS."

I have not assigned, granted, conveyed or licensed and are under no obligation under contract or law to assign, grant, convey or licence any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR 1.9 (c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9 (d) or a nonprofit organization under 37 CFR 1.9 (e).

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37CFR 1.28 (b))

I hereby declare that all statements made herein of my own knowledge are true and that statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of this application, any patent issuing thereon, or any patent to which this verified statement is directed.



INVENTOR'S SIGNATURE

Robert E. Fischell
14600 Viburnum Drive
Dayton, MD 21036
301-854-0606

Aug. 18, 2003
DATE

DECLARATION AND PETITION

As the below named inventor, I hereby declare that I verily believe I am the original and first inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled: METHOD FOR DECREASING MORTALITY OF HEMODIALYSIS PATIENTS which is attached hereto.

I hereby state that I have reviewed and understand the contents of the attached specification and claims.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56(a).

I, Robert E. Fischell, will act as attorney to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

I hereby declare that I am a citizen of the United States of America and that my address and residence are one and the same and is as stated below under my name.

I hereby declare that all statements made herein of my own knowledge are true and that statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of this application or any patent issued thereon.

Name: Robert E. Fischell
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Date: Aug. 18, 2003